



United States
of America

Congressional Record

PROCEEDINGS AND DEBATES OF THE 117th CONGRESS, FIRST SESSION

Vol. 167

WASHINGTON, TUESDAY, MARCH 23, 2021

No. 54

Senate

The Senate met at 10 a.m. and was called to order by the Honorable RAPHAEL G. WARNOCK, a Senator from the State of Georgia.

PRAYER

The Chaplain, Dr. Barry C. Black, offered the following prayer:

Let us pray.

Eternal God, who commands the morning to appear, we honor Your Holy Name.

Lord, guide our lawmakers to find delight in Your guidance. May Your wisdom provide them with food for reflection, morning, noon, and night. Renew their strength, as they seek for ways to reduce the violence in our land.

Lord, provide them with uncommon wisdom to bring greater respect for the preciousness of each person made in Your image. Give us all a greater reverence for the sanctity of every life.

Lord, provide us all with the power to be productive for You in every season of life, as You cause our plans to flourish.

We pray in Your merciful Name. Amen.

PLEDGE OF ALLEGIANCE

The Presiding Officer led the Pledge of Allegiance, as follows:

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one nation under God, indivisible, with liberty and justice for all.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The PRESIDING OFFICER. The clerk will please read a communication to the Senate from the President pro tempore (Mr. LEAHY).

The senior assistant legislative clerk read the following letter:

U.S. SENATE,
PRESIDENT PRO TEMPORE,
Washington, DC, March 23, 2021.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable RAPHAEL G. WARNOCK, a Senator from the State of Georgia, to perform the duties of the Chair.

PATRICK J. LEAHY,
President pro tempore.

Mr. WARNOCK thereupon assumed the Chair as Acting President pro tempore.

RESERVATION OF LEADER TIME

The ACTING PRESIDENT pro tempore. Under the previous order, the leadership time is reserved.

RECOGNITION OF THE MAJORITY LEADER

The ACTING PRESIDENT pro tempore. The majority leader is recognized.

MEASURE PLACED ON THE CALENDAR—H.J. RES. 17

Mr. SCHUMER. Mr. President, now, I understand that there is a joint resolution at the desk that is due for a second reading.

The ACTING PRESIDENT pro tempore. The leader is correct.

The clerk will read the joint resolution by title for the second time.

The senior assistant legislative clerk read as follows:

A joint resolution (H.J. Res. 17) removing the deadline for the ratification of the equal rights amendment.

Mr. SCHUMER. In order to place the joint resolution on the calendar under the provisions of rule XIV, I would object to further proceedings.

The ACTING PRESIDENT pro tempore. Objection having been heard, the joint resolution will be placed on the calendar.

COLORADO SHOOTINGS

Mr. SCHUMER. Mr. President, now, this morning the Nation grieves with the people of Boulder, CO, the site of another horrific mass shooting last night. A depraved gunman opened fire inside a local supermarket, killing 10 people, including a police officer. Many more are injured.

Our hearts go out to the people of Boulder and the families of those Americans who have lost their lives so unexpectedly.

Our thanks again go out to the brave first responders.

People kiss someone goodbye for the morning and send somebody off to school and they are never seen again—never seen again. It is just awful. And it has been less than 8 weeks since eight people were killed in another series of shootings in Georgia. We cannot seem to finish grieving one tragedy before another takes place.

It is a reminder that we must confront a devastating truth in the United States: An unrelenting epidemic of gun violence steals innocent lives with alarming regularity. Even amidst the pandemic, gun violence has not receded. In fact, confoundingly, it has grown even worse, and 2020 was one of the deadliest years for gun violence in two decades—a reminder that most gun violence doesn't even make headlines but nonetheless causes immeasurable devastation to communities from one end of our country to the other.

So we have a lot of work to do. I have already committed to bringing universal background checks legislation to the floor of the Senate. There is a hearing today in the Senate Judiciary Committee under Chairman DURBIN's leadership to examine several common-sense proposals to reduce gun violence.

Two summers ago, the Republican leader—then the majority leader—promised there would be a debate in the Senate on gun violence, but it never happened. It never happened.

This Senate will be different. The Senate is going to debate and address

• This "bullet" symbol identifies statements or insertions which are not spoken by a Member of the Senate on the floor.



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the epidemic of gun violence in this country.

Today, our hearts are with the people of Colorado and with everyone whose lives have been touched by gun violence.

VIOLENCE AGAINST ASIAN AMERICANS

Mr. SCHUMER. Mr. President, now, as I mentioned, the shooting in Colorado comes only a week after another tragedy in the communities outside Atlanta, GA, where eight people were killed in a string of shootings, six of whom were women of Asian descent.

It is important to place the Atlanta area shootings in context. Over the past year, there has been a rising tide of violence against Asian Americans driven by fear, misinformation, and age-old prejudices against the Asian-American community, from shouted insults and racial slurs to outright assault.

A 61-year-old Filipino American was slashed in the face by a box cutter on the New York subway. An 84-year-old Thai American in San Francisco was shoved so violently it led to his death. And now this attack in Georgia.

Every day, Asian Americans walk down the streets looking over their shoulders, wondering if they will be assaulted or even worse—even worse.

The poison of racism has always existed in America, but over the past 4 years it seems to have found new life. There is no question that the former President Donald Trump, through word and deed, fanned the flames of racial bias in our country. It is not a coincidence that it is worse now than it has been before. Donald Trump fanned those flames—fanned those flames, often with glee.

With respect to the Asian-American community, specifically, the former President encouraged rhetoric that blamed the Chinese people for the coronavirus—an absolutely despicable notion that has led to all sorts of verbal and physical assaults on Asian Americans. You could see him with his chin strutted out when he called it the virus that he named it—you know what—the China virus. So despicable. And he did it with almost a joy.

Here in America, we all know that an attack against any one group is an attack against all of us. So it is up to all of us now to stand up and speak out in support of the Asian-American community in America.

Over the weekend, I joined several vigils to stand with Americans of all ages, races, and faiths to support the Asian-American community. There was a large turnout, and our Asian brothers and sisters were so relieved that so many of us from the elected community were there. We should all be doing that in every part of the country.

Here on the floor of the Senate this morning, I started the process to make two pieces of legislation available for action by the full Senate.

First is a bill led by my friend Senator HIRONO of Hawaii, very similar to the same bill introduced by our New York Congress Member, GRACE MENG, of Queens. This legislation by Senator HIRONO will address COVID-related hate crimes against Asian Americans head-on. It would assign a point person at the Department of Justice to expedite the review of COVID-19-related hate crimes, provide support for State and local law enforcement agencies to respond to hate crimes, and work on solutions to the problem of racially discriminatory language that has been used to describe the pandemic.

Second is a bill led by my friend Senator DURBIN to counter the threat of domestic terrorism and violent White supremacy. This is a bill that passed the House of Representatives last year on an overwhelmingly bipartisan basis. As far as legislation goes, it is as much of a no-brainer as it comes.

Every one of us—every one of us—has an obligation to speak out against these hate crimes. One of the best antidotes—there are many—but one of the best antidotes when hate occurs is to answer it forcefully, strongly, and repeatedly so that no one thinks it is acceptable, and those who perpetrate it are shunned and then, if they have broken the law, punished.

Every one of us must do this. We must speak out. Here in the Senate, we have more than a responsibility to just speak out; we must take action. I hope we will have universal support for these pieces of legislation that I mentioned.

I yield the floor.

I suggest the absence of a quorum.

The ACTING PRESIDENT pro tempore. The clerk will call the roll.

The senior assistant legislative clerk proceeded to call the roll.

Mr. MCCONNELL. Mr. President, I ask unanimous consent that the order for the quorum call be rescinded.

The ACTING PRESIDENT pro tempore. Without objection, it is so ordered.

RECOGNITION OF THE MINORITY LEADER

The ACTING PRESIDENT pro tempore. The Republican leader is recognized.

FILIBUSTER

Mr. MCCONNELL. Mr. President, while House Democrats try to overturn a certified election result from last November, some Senate Democrats are agitating to break Senate rules to ram through a partisan rewrite of all 50 States' election laws—all 50 States' election laws.

The 60-vote threshold is the reason huge pillars of domestic policy don't oscillate back and forth every time a different party wins the majority. So let's think of something like the Mexico City policy, the executive branch policy about funding overseas abor-

tions. It has flipped back and forth every single time the White House has changed parties since the 1980s. Republican Presidents issue the memo; the Democratic Presidents retract it.

The legislative filibuster is what keeps the entirety of Federal law from working that way. For a long time, Senators on both sides have recognized the Senate and the country are better off with some actual stability. Both sides have understood there are no permanent majorities in American politics, so a system that gives both sides a voice benefits, actually, everyone in the long term.

That is what 33 of our Democratic colleagues said just a few years ago, when they all signed a joint letter insisting that rules protecting debate on legislation be preserved.

That is what President Biden believed consistently throughout his long Senate tenure. About 15 years ago, then-Senator Biden said killing the filibuster would be, "an example of the arrogance of power." That was President Biden. He restated his long-held position during the campaign just last year.

Here is what my colleague the Democratic leader said in 2017. Senator SCHUMER said:

The legislative filibuster . . . is the most important distinction between the Senate and the House. . . . [L]et's find a way to further protect the 60-vote rule for legislation.

That was the Democratic leader in 2017.

And Democrats didn't just spend the last 4 years supporting the filibuster; they spent 4 years using it. Senate Democrats used the filibuster to kill Senator TIM SCOTT's police reform bill in the wake of the deaths of George Floyd and Breonna Taylor.

We could have had Federal legislation on the books since last summer, putting more body cameras on police officers, requiring fuller incident reporting to the FBI, and finally making lynching a Federal crime, among other things. Democrats stopped it. They stopped it using the filibuster.

A few months before, they used the filibuster to briefly turn the bipartisan sprint toward the CARES Act into a partisan standoff. The press marveled that Senate Democrats had the gall to block relief—a tactic that helped tank the markets—in order to demand further changes.

Back in early 2018, Senate Democrats used the filibuster to block government funding and force a brief government shutdown over, of all things, immigration. One of the Democratic leader's first major acts as the leader of his conference was to wield the filibuster to shut down the entire Federal Government.

So, look, the Democratic side just spent 4 years defending and, of course, happily using the same Senate rule that many of our colleagues now attack. So this reversal is not about principle. It has nothing whatsoever to do with principle. It is just raw power—raw power.